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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

TERRY CORYELL, Individually,)	CASE NO.: 2:18-cv-00593-GMN-NJK
)	
Plaintiff,)	
vs.)	JOINT STIPULATION AND ORDER
)	EXTENDING TIME FOR DEFENDANT
UNITED STATES OF AMERICA,)	TRINITY INDUSTRIES, INC. TO
DEPARTMENT OF THE NAVY; CMI)	RESPOND TO COMPLAINT
CORPORATION; TRINITY INDUSTRIES,)	
INC.; DOES I-X, and ROE CORPORATIONS)	(FIRST REQUEST)
I-X, inclusive,)	
)	
Defendants)	

COME NOW, Plaintiff Terry Coryell (“Plaintiff”) and Defendant Trinity Industries Inc. (“Defendant”), by and through their counsel of record, and hereby stipulate and agree to allow the Defendant an additional sixty (60) days to respond to Plaintiff’s Complaint.

1 Plaintiff commenced this action with the Complaint filed April 2, 2018. Plaintiff served
2 Defendant with the Complaint on April 18, 2018. Defendant's response is currently due on May 9,
3 2018.

4 In the interim, on April 26, 2018, Defendant served Plaintiff with correspondence which
5 Defendant contends demonstrates that Defendant is not a proper party to this action. Specifically,
6 Defendant contends this correspondence attached documentation demonstrates that it did not (1)
7 manufacture, (2) place into the stream of commerce, or (3) assume any liabilities related to the design,
8 manufacture, or marketing of the subject grinder. Under applicable law, the facts outlined in this
9 correspondence—if true—preclude any liability on the part of Defendant as a matter of law.
10

11 So as to (1) allow Plaintiff a meaningful opportunity to investigate the accuracy of the
12 documentation provided by Defendant, and (2) correspondingly allow the Defendant in the interim to
13 forgo further litigation expenses, including those associated with engagement of local counsel, the
14 parties stipulate and jointly request that the Defendant's response to the Complaint will—subject to
15 the Court's approval—now be due on July 8, 2018.
16

17 DATED this 8th day of May, 2018

DATED this 8th day of May, 2018

18 /s/ Samantha A. Martin

/s/ James B. Greer

19
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ORDER

Pursuant to the foregoing stipulation and good cause showing therefore: Defendant Trinity Industries, Inc. will have until July 9, 2018, to respond to Plaintiff's Complaint.

IT IS SO ORDERED.



NANCY J. KOPPE
UNITED STATES MAGISTRATE JUDGE

DATED: May 8, 2018